

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

JAMES KUCZMASKI, et al.,	)	
	)	
Plaintiffs,	)	Civil Action No. 2:06-cv-731
	)	
v.	)	
	)	
U.S. FOODSERVICE, INC.,	)	
	)	
Defendant.	)	
_____	)	

**JOINT MOTION TO ADD FREDRICK S. KUCZMASKI AS PLAINTIFF**

Plaintiffs James Kuczmaski, Adam Pike, Ryan Phillips, Josh Stone, Suhane Lowery, Kevin Bell, Kevin Moorner, and Hamp Crum, III (collectively “Plaintiffs”) and Defendant U.S. Foodservice, Inc. (“Defendant”), by and through undersigned counsel, hereby file this Joint Motion to Add Fredrick S. Kuczmaski as Plaintiff. Through their Motion, the Parties ask the Court to issue an Order adding Fredrick S. Kuczmaski as an additional Plaintiff in this action. As grounds for this Motion, the Parties state that Fredrick S. Kuczmaski indicated his desire to pursue a claim against Defendant under the Fair Labor Standards Act (the “FLSA”). In the interest of judicial economy, the Parties agreed to include Fredrick S. Kuczmaski in the mediation of this matter, and a settlement also was reached as to his potential claims against Defendant under the FLSA.

Accordingly, the Parties respectfully ask the Court to enter an Order adding Fredrick S. Kuczmaski as a Plaintiff in this action.

Respectfully submitted, this 4<sup>th</sup> day of September 2007.

s/ Gregory O. Wiggins

Gregory O. Wiggins

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**CERTIFICATE OF SERVICE**

This is to certify that on September 4, 2007, the undersigned electronically filed the foregoing with the Clerk of the Court using the CM/ECF system that will send notification of such filing to the following:

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*s/ Tammy L. Baker*

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